



GIAU 3763

PATENT

Case Docket No. CTLIMM.001CP1

Date: February 26, 2001

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In re application of : Kundig, et al.
App. No. : 09/380,534
Filed : September 1, 1999
For : A METHOD OF INDUCING
A CTL RESPONSE
Examiner : M. Hayes
Art Unit : 3763

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February 26, 2001

(Note)

Dale C. Hunt, Reg. No. 41,857

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

Sir:

Transmitted herewith is an amendment in the above-identified application.

- (X) Amendment and Response to Restriction Requirement.
- (X) Version with Markings to Show Changes Made.
- (X) Applicant claims small entity status under 37 CFR 1.9 and 37 CFR 1.27.
- (X) Return prepaid postcard.
- (X) Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410. A duplicate copy of this sheet is enclosed.

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Dale C. Hunt
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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Kundig, et al.

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) Group Art Unit 3763

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Dale C. Hunt, Reg. No. 41,857

AMENDMENT AND RESPONSE TO RESTRICTION REQUIREMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

In response to the Office Action of January 24, 2001, Applicants hereby elect to prosecute the invention set forth in Group 1, Claims 1-21 and 39-65 in this application. As required by the Office Action, Applicants further elect Species 2. All of the claims in Group 1 are readable on the elected species.

Response to Restriction requirement

Claim 1 is generic to all of the species. Claim 1 includes no material element additional to those recited in the species claims and comprehends within its confines the organization covered in each of the species. Claim 1 relates to a method of inducing and/or sustaining an immunological CTL response in a mammal. The method includes delivering an antigen to the mammal at a level sufficient to induce an immunologic CTL response in the mammal and maintaining the antigen in the mammal's lymphatic system over time sufficient to maintain the immunologic CTL response induction or sustenance. All other claims in Group 1 include the limitations of Claim 1. If generic Claim 1 is found to be allowable, then Applicants are entitled to consideration of claims to additional species which are written in dependent form or which otherwise include all the limitations of Claim 1 as provided by 37 CFR 1.141. See MPEP 809.02(a). Claims 1, 4, 9-11, 14, and 48 have been amended as set forth below. New Claims 61-65 have been added.

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